

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

WILLIE MCNAIR,)	
)	
Plaintiff,)	
)	
v.)	No. 2:06-cv-695-WKW
)	
RICHARD ALLEN, et al.,)	
)	
Defendants.)	
<hr style="border: 0.5px solid black; margin: 10px 0;"/>		
JAMES CALLAHAN,)	
)	
Plaintiff,)	
)	
v.)	No. 2:06-cv-919-WKW
)	
RICHARD ALLEN, et al.,)	
)	
Defendants.)	

DEFENDANTS' NOTICE OF APPEAL

Notice is hereby given that the defendants hereby appeal to the United States Court of Appeals for the Eleventh Circuit from the memorandum opinion and order entered on December 14, 2007, granting death row inmate James Callahan a stay of his execution scheduled for January 31, 2008. See Doc. 154. This appeal is permitted

by law as of right pursuant to 28 U.S.C. § 1292(a).

Respectfully submitted,

Troy King (KIN047)
Alabama Attorney General

s/ J. Clayton Crenshaw
J. Clayton Crenshaw (CRE007)
Assistant Attorney General

s/ James W. Davis
James W. Davis (DAV013)
Assistant Attorney General

Office of the Attorney General
Alabama State House
11 South Union Street
Montgomery, AL 36130
Telephone: 334.242.7300
Fax: 334.353.3637
ccrenshaw@ago.state.al.us
jdavis@ago.state.al.us

CERTIFICATE OF SERVICE

This is to certify that on the 28th day of December, 2007, a copy of the foregoing has been electronically filed with the Clerk of the Court using the CM/ECF system, which will electronically send a copy of the same to the following: **Randall S. Susskind, Cathleen I. Price, Vincent R. Fitzpatrick, Jr., Heather K. McDevitt, and Stephanie Cohen.**

s/ J. Clayton Crenshaw

J. Clayton Crenshaw
Assistant Attorney General
Office of the Attorney General
11 South Union Street
Montgomery, AL 36130
Telephone: 334.242.7300
Fax: 334.353.3637
ccrenshaw@ago.state.al.us